
By: **Delegates Howard, Kelley, and Parker**
Introduced and read first time: January 28, 2004
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Distribution of Lottery Proceeds - Public Schools**

3 FOR the purpose of requiring the State Lottery Agency to distribute certain lottery
4 proceeds to all the public school systems in the State rather than into the
5 General Fund of the State; requiring that public school systems use the money
6 that is distributed for a certain purpose; specifying that the money distributed
7 under this Act is intended to provide additional revenue for public school
8 systems and may not supplant any other appropriation to public school systems;
9 defining a term; and generally relating to the distribution of lottery proceeds to
10 public school systems in the State.

11 BY repealing and reenacting, with amendments,
12 Article - State Government
13 Section 9-120(b)
14 Annotated Code of Maryland
15 (1999 Replacement Volume and 2003 Supplement)

16 BY adding to
17 Article - State Government
18 Section 9-120.2
19 Annotated Code of Maryland
20 (1999 Replacement Volume and 2003 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
22 MARYLAND, That the Laws of Maryland read as follows:

23 **Article - State Government**

24 9-120.

25 (b) (1) IN THIS SUBSECTION, "PUBLIC SCHOOL SYSTEM" MEANS THE
26 COLLECTION OF PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS
27 UNDER THE CONTROL OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF
28 SCHOOL COMMISSIONERS OF BALTIMORE CITY.

1 [~~(1)~~] (2) Promptly after the 1st day of each month, the Comptroller shall
2 pay:

3 (i) into the Maryland Stadium Facilities Fund the money that
4 remains in the State Lottery Fund from the proceeds of the sports lotteries conducted
5 for the benefit of the Maryland Stadium Authority, after the distribution under
6 subsection (a) of this section; and

7 (ii) [into the General Fund of the State] SUBJECT TO § 9-120.2 OF
8 THIS SUBTITLE, TO ALL THE PUBLIC SCHOOL SYSTEMS IN THE STATE, the money that
9 remains in the State Lottery Fund from the proceeds of all other lotteries after the
10 distribution under subsection (a) of this section.

11 [~~(2)~~] (3) The money paid into the General Fund under this subsection is
12 available in the fiscal year in which the money accumulates in the State Lottery
13 Fund.

14 9-120.2.

15 (A) IN THIS SECTION, "PUBLIC SCHOOL SYSTEM" MEANS THE COLLECTION OF
16 PUBLIC ELEMENTARY AND SECONDARY EDUCATION SCHOOLS UNDER THE CONTROL
17 OF A COUNTY BOARD OF EDUCATION OR THE BOARD OF SCHOOL COMMISSIONERS OF
18 BALTIMORE CITY.

19 (B) THE SHARE OF PROCEEDS TO WHICH AN INDIVIDUAL PUBLIC SCHOOL
20 SYSTEM IS ENTITLED UNDER THE DISTRIBUTION REQUIREMENT UNDER §
21 9-120(B)(2)(II) OF THIS SUBTITLE SHALL BE PROPORTIONATE TO THE AMOUNT OF
22 SALES OF LOTTERY TICKETS MADE IN THE POLITICAL SUBDIVISION IN WHICH THE
23 SCHOOL SYSTEM IS LOCATED.

24 (C) A PUBLIC SCHOOL SYSTEM SHALL USE THE MONEY DISTRIBUTED UNDER §
25 9-120(B)(2)(II) OF THIS SUBTITLE FOR OPERATIONAL EXPENSES.

26 (D) A DISTRIBUTION UNDER § 9-120(B)(1)(II) OF THIS SUBTITLE IS INTENDED
27 TO PROVIDE ADDITIONAL REVENUE FOR PUBLIC SCHOOL SYSTEMS AND MAY NOT
28 SUPPLANT ANY OTHER DISTRIBUTION OF LOTTERY PROCEEDS TO PUBLIC SCHOOL
29 SYSTEMS.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2004.